



Board of Commissioners for the City of Las Cruces Utilities Agenda

The following **Agenda** will be considered at a **Regular Meeting** of the **Board of Commissioners of the City of Las Cruces Utilities (LCU)** to be held **Thursday, July 9, 2020, at 3:00 P.M.**

The health, safety, and well-being of our residents and businesses are a top priority for the City Council, LCU Board of Commissioners, and the leadership in Las Cruces. As such, and consistent with and in support of the direction from Governor Michelle Lujan Grisham and the New Department of Public Health public health order, this LCU Board Meeting will be held via video transmission. **Individuals may view this meeting live at [youtube.com/clctv20](https://www.youtube.com/c/lctv20)**. In an effort to seek public input we ask that if you have any comments/concerns/questions you please send an email to: UtilitiesCustomerComments@las-cruces.org prior to the start of the meeting.

***Consent Agenda:** Items marked with an asterisk* are considered routine items and will be voted on with one motion unless a Commissioner requests that a specific item be removed. There will be no discussion.

1. Conflict Of Interest

At the opening of each meeting, the Chairperson shall ask if any member on the Board or any member of the City staff has any known conflict of interest with any item on the agenda.

2. Acceptance Of Agenda

3. Approval Of Minutes

*a. Regular Meeting from June 11, 2020.

4. Public Participation

a. Will only be accepted via email communication as stated above.

5. Administrative Report

6. Resolution(S) For Consent Agenda

*a. **Resolution 20-21-LCU005:** A Resolution Authorizing the Joint Funding Agreement No. 20RGJFA24 in the Amount of \$25,625.00 Between the City of Las Cruces and the United States Geological Survey for Fiscal Year 2020/2021.

7. Resolution(S) For Discussion

- a. **Resolution 19-20-LCU001A:** A Resolution Approving an Amendment to Resolution 19-20-LCU001 with Stein & Brockmann, P.A., Law Firm Specializing in Water Rights and Water Litigation Matters, and Authorizing Professional Legal Services Under the Existing Legal Services Contract as Amended for Fiscal Year 2019/2020 Adding an Additional \$60,000.00 for a New Total Contract Amount Not to Exceed \$510,000.00.

- b. **Resolution 19-20-LCU002A:** A Resolution Approving the Amendment and First One (1) Year of Three (3) One-Year (1) Extensions to the Sole Source Indefinite Quantity, Indefinite Cost Professional Services Agreement Between the City of Las Cruces and Maldegen, Templeman & Indall, L.L.P., in Matters Related to Legal Services on Behalf of the Joint Superfund Project Consisting of the City of Las Cruces and Doña Ana County for Fiscal Year 2020/2021, with an Effective Date of July 1, 2020.

- c. **Resolution 19-20-LCU003A:** A Resolution Approving the Extension for the First Year One (1) of Three (3) One-Year (1) Renewals of the Sole Source Indefinite Quantity, Indefinite Cost of the Professional Services Agreement with David B. Medeiros for Legal Consultation Services Related to the Griggs-Walnut Superfund Project for Fiscal Year 2020/2021 with an Effective Date of July 1, 2020.

- d. **Resolution 20-21-015:** A Resolution Awarding a Sole Source Contract for Project No. 20-21-015, Talavera Advanced Metering Infrastructure to Mountain States Pipe and Supply, of Colorado Springs, Colorado, for a Total Award Amount of \$159,150.10.

- e. **Resolution 20-21-LCU001 :** A Resolution Approving a Sole Source Professional Services Agreement with Stein & Brockmann, P.A., Law Firm Specializing in Water Rights and Water Litigation Matters for Fiscal Year 2020/2021 in an Amount Not to Exceed \$450,000.00, Effective July 1, 2020, for One (1) Year with Four (4) One-Year (1) Renewals Subject to Approved Budget Appropriations and Annual Renewals.

- f. **Resolution 20-21-LCU002:** A Resolution Authorizing the Execution of a Memorandum of Understanding Wherein South Central Solid Waste Authority Provides Full Funding of a Dedicated Solid Waste Related Customer Service Representative Position to the Las Cruces Utilities Department.

- g. **Resolution 20-21-LCU003:** A Resolution Approving Funding for Professional Legal Services Under the Existing Assigned Contract Approved in City Council Resolution 20-101 with Stevens Law, LLC, for One (1) Year Term, Specializing in Matters Before the New Mexico Public Regulation Commission Involving El Paso Electric, Related Regulatory Matters, and for the Alternative Energy Matters Including But Not Limited to Power Purchase Agreements Requiring Expertise in the Field of Utility Regulatory Law and Authorizing a Purchase Order in an Estimated Amount up to \$160,000.00.

- h. **Resolution 20-21-LCU004:** A Resolution Authorizing Funding for Professional Legal Services Under the Existing Assigned Contract Approved in Utilities Resolution 13-14-033 with McCarter & English, LLP, Specializing in the Energy and Natural Gas Industry and Authorizing a Purchase Order in an Estimated Amount up to \$100,000.00 for Fiscal Year 2020/2021, Effective July 1, 2020.

- 8. Old Business

- 9. New Business

- 10. Board's General Discussion

- 11. Next Meeting Date
 - a. August 13, 2020.

- 12. Adjournment

If you need an accommodation for a disability to enable you to fully participate in this event, please contact us 72 hours before this event at 528-3511/V or 528-3690/TTY.

Posted: June 30, 2020.